

ALLEGED SHIPMENT: On or about February 9, 1946, by the Williamson Candy Co., from Chicago, Ill.

PRODUCT: 5 cartons, each containing approximately 80 pounds, of candy at Indianapolis, Ind. Examination showed that the product was scrap candy in which pieces of paper were embedded.

NATURE OF CHARGE: Adulteration, Section 402 (d), the article was confectionery, and it contained a nonnutritive substance, pieces of paper.

DISPOSITION: May 13, 1946. No claimant having appeared, judgment of forfeiture was entered and the product was ordered destroyed.

10943. Adulteration of candy. U. S. v. 44 Cases * * *. (F. D. C. No. 19285. Sample No. 14385-H.)

LIBEL FILED: March 1, 1946, Western District of Kentucky.

ALLEGED SHIPMENT: On or about October 18, 1945, by J. and J. Candy Co., from Charlotte, N. C.

PRODUCT: 44 cases, each containing 20 boxes, of candy at Burkesville, Ky. Examination showed that the product was moldy.

LABEL, IN PART: "J. & J. Candies Marshmallow."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: June 3, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a county institution, for use as animal feed.

10944. Adulteration and misbranding of candy. U. S. v. 2 Cartons * * *. (F. D. C. No. 19420. Sample No. 8672-H.)

LIBEL FILED: March 14, 1946, District of New Jersey.

ALLEGED SHIPMENT: On or about February 13, 1946, by the Sheila Kaye Candy Co., from Brooklyn, N. Y.

PRODUCT: 2 cartons, each containing 40 1-pound boxes, of chocolate candy at Jersey City, N. J. The product contained no cream, butter, eggs, or evaporated milk, and it was short-weight.

LABEL, IN PART: "Sheila Kaye Homemade Chocolates * * * Net Weight 1 Lb."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, cream, butter, evaporated milk, and eggs, had been omitted from the article.

Misbranding, Section 403 (a), the label statement "Ingredients * * * Cream, Butter, Evaporated Milk * * * Eggs" was false and misleading as applied to an article which contained none of these ingredients; Section 403 (a), the designation "Homemade" was false and misleading as applied to a factory-made product; and, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: April 17, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

10945. Adulteration and misbranding of candy. U. S. v. 674 Packages, etc. (and 1 other seizure action). (F. D. C. Nos. 19354, 19596. Sample Nos. 43733-H, 43734-H, 49049-H.)

LIBELS FILED: On or about March 15 and April 15, 1946, Southern District of California and Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about October 16 and December 5, 1945, by the Mal Newberg Co., from New York, N. Y.

PRODUCT: 674 2½-ounce packages and 731 1-ounce packages of candy at Los Angeles, Calif., and 191 20-ounce boxes of candy at New Orleans, La. The New Orleans lot was insect-infested and moldy, and the Los Angeles lot was misbranded as indicated under *Nature of Charge*.

NATURE OF CHARGE: New Orleans lot. Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance.

Los Angeles lot. Misbranding, Section 403 (d), the container was so made, formed, and filled as to be misleading since approximately three times as much candy could be placed in each package; Section 403 (f), the name and place of